

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA
CLARKSBURG DIVISION**

REGENERON PHARMACEUTICALS, INC.,

Plaintiff,

v.

MYLAN PHARMACEUTICALS INC.,

Defendant.

Case No. 1:22-cv-00061-TSK

JURY TRIAL DEMANDED

**PLAINTIFF’S MOTION FOR JUDGMENT ON THE PLEADINGS AS TO
DEFENDANT’S INEQUITABLE CONDUCT DEFENSES AND COUNTERCLAIMS**

Pursuant to Federal Rule of Civil Procedure 12(c), Plaintiff Regeneron Pharmaceuticals, Inc. (“Regeneron”) hereby moves for judgment on the pleadings as to Defendant Mylan Pharmaceuticals Inc.’s inequitable conduct defenses (Nos. 60-61) and counterclaims (Counts 12 and 21) as to the ’601 and ’572 patents. As set forth more fully in the memorandum of law filed contemporaneously herewith, Defendant does not allege facts sufficient to state defenses or counterclaims based on inequitable conduct.

Date: December 16, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on December 16, 2022, I electronically filed the foregoing with the Clerk of the Court by using the Court's CM/ECF system. Counsel of record for all parties will be served by the Court's CM/ECF system.

/s/ Steven R. Ruby

Steven R. Ruby